IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

FRIDAY, THE 6TH JULY 2007 / 15TH ASHADHA 1929

MACA.No. 1040 of 2007()

OPMV.668/1998 of MOTOR ACCIDENT CLAIMS TRIBUNAL, KOZHIKODE
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APPELLANT/PETITIONER

T.SHAHUL HAMEED, AGED 28 YEARS,
S/O ABDULRAHIMAN, RESIDING AT MANAPPURATH VEEDU,
FEROKE CHUNGAM, KOZHIKODE.

BY ADV. SRI.AVM.SALAHUDIN

RESPONDENTS: RESPONDENTS
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1. O.M.PRADEEPAN, AGE NOT KNOWN,
RESIDING AT GEETHA NIVAS, VENGAD,
ANJARAKANDY, KANNUR.

2. P.ANOOP, S/O RAGHAVAN, KOMATH HOUSE,
KOOTHUPARAMBA AMSOM KOPPAPADI DESOM,
MALABAR, KANNUR.

3. UNITED INDIA INSURANCE COMPANY LTD.,
BRANCH OFFICE, THALASSERY.

THIS MOTOR ACCIDENT CLAIMS APPEAL HAVING COME UP FOR ADMISSION ON 06/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. PADMANABHAN NAIR, J.

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M.A.C.A. NO. 1040 OF 2007

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Dated this the 6th day of July, 2007

J U D G M E N T

Petitioner in O.P(MV) No.668 of 1998 on the file of the Motor Accidents Claims Tribunal, Kozhikode is the appellant. Petitioner sustained injuries in a motor vehicle accident. He claimed Rs.30,000/- as compensation. Tribunal awarded a sum of Rs.12,873/-. Dissatisfied with the quantum of compensation awarded by the Tribunal, petitioner has filed this appeal.

2. Discharge card produced by the petitioner shows that he sustained lacerated wound over the scalp and pain over the back. It is very specifically stated in the discharge card that there was no sign of intra cranial tension and he was treated with antibiotics from 2.1.1998 to 6.1.1998. Considering the nature of the injuries sustained and the period of treatment which the petitioner had undergone, I am of the view that the compensation awarded by the Tribunal is reasonable and there is no scope for interference with the same. There is no merit in the appeal and the same is only to

be dismissed.

In the result, the appeal is dismissed.

K. PADMANABHAN NAIR, JUDGE.

vsv

K. PADMANABHAN NAIR, J.

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M.A.C.A.NO. 1040 OF 2007

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J U D G M E N T

6TH JULY, 2007